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## TRANSMITTAL FORM

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Application Number	09/877,635
Filing Date	June 8, 2001
First Named Inventor	Herron et al.
Group Art Unit	1641
Examiner Name	A. Lam
Attorney Docket Number	0274.02-3278.2US

### ENCLOSURES (check all that apply)

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| <input type="checkbox"/> Preliminary Amendment  | <input type="checkbox"/> Associate Power of Attorney  | <input type="checkbox"/> Terminal Disclaimer                         |
| <input type="checkbox"/> Response to Restriction Requirement/Election of Species Requirement dated  | <input type="checkbox"/> Petition for Extension of Time and Check No. in the amount of \$   |  |
| <input checked="" type="checkbox"/> Amendment in response to office action dated October 4, 2004  | <input type="checkbox"/> Petition   |  |
| <input type="checkbox"/> Amendment under 37 C.F.R. § 1.116 in response to final office action dated   | <input type="checkbox"/> Fee Transmittal Form   | <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Additional claims fee - Check No. in the amount of \$  | <input type="checkbox"/> Certified Copy of Priority Document(s)   |  |
| <input type="checkbox"/> Letter to Chief Draftsman and copy of FIGS. with changes made in red   | <input type="checkbox"/> Assignment Papers (for an Application)   |  |
| <input type="checkbox"/> Transmittal of Formal Drawings   | Remarks   |  |
| <input type="checkbox"/> Formal Drawings ( sheets)  | The Commissioner is authorized to charge any additional fees required but not submitted with any document or request requiring fee payment under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account 20-1469 during pendency of this application. |  |

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Brick G. Power	Registration No. 38,581
Signature		
Date	January 4, 2005	

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1641  
JFW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Herron et al.

Serial No.: 09/877,635

Filed: June 8, 2001

For: DIAGNOSTIC DEVICE AND  
METHOD

Confirmation No.: 9774

Examiner: A. Lam

Group Art Unit: 1641

Attorney Docket No.: 0274.02-3278.2US

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January 4, 2005  
Date

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Rachael M. Harris  
Name (Type/Print)

AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment is being filed in response to the Office Action mailed on October 4, 2004, the three-month shortened statutory period for response to which is set to expire on January 4, 2005.

**Amendments to the claims** are set forth in the listing of the claims, which begins on page 2 of this paper; and

**Remarks** start at page 5 of this paper.